

1                                   **WAGANAKISING ODAWAK STATUTE**  
2                                   **HOUSING DEPARTMENT**  
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5   **SECTION I.           PURPOSE**  
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7           This Statute is hereby enacted to establish a Department that will maintain a working  
8 relationship with the Little Traverse Bay Bands of Odawa Indians through communication of all  
9 housing development activities, encouraging a healthy home environment, seeking resources to  
10 build and rehabilitate affordable, high quality, safe and sanitary housing; and establishing  
11 opportunities for economic self-sufficiency.  
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14   **SECTION II.         DEFINITIONS**  
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- 16   **A.**     “Department” means the Housing Department.  
17   **B.**     “Director” means manager of all Housing Activities.  
18   **C.**     “Tribe” means the Little Traverse Bay Bands of Odawa Indians.  
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21   **SECTION III.        CREATION OF THE DEPARTMENT**  
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23   **A.**     Pursuant to Article VII (D) (22) of the Tribal Constitution the Tribal Council shall have  
24 the power to: “Approve the creation or dissolution of Executive divisions or departments to  
25 promote and protect the peace, health, safety, education, and general welfare, including but not  
26 limited to cultural and natural resources, of the Little Traverse Bay Bands of Odawa Indians and  
27 its members”.  
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29   **B.**     The Tribal Council hereby approves the creation of the Housing Department within the  
30 Executive Branch of government.  
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33   **SECTION IV.        DUTIES AND AUTHORITY**  
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35   **A.**     The Department shall have the following duties:

1. Pursue any and all funding opportunities and resources as applicable to improve LTBB housing opportunities for all LTBB Tribal Citizens.
- 2.
3. Studies operation of housing projects and evaluates efficiency of housing programs and compliance with federal, state, tribal statutes and regulations as applicable.
4. Develops policy, procedures and standards to maintain uniformity in operation of housing projects and administer such in a fair, consistent, and professional manner.
5. Develops regulations, procedures and instructions for operation of housing programs.
6. Periodically surveys the housing needs of the LTBB Citizens and community for future planning and operation.
7. Plans short-term and long-term housing needs.
8. Responsible for all reporting and compliance on housing programs.
7. As applicable development of policies and procedures for tribal, state and federal programs and acquire technical knowledge Native American Housing and Self-Determination Act, (NAHASDA), United States Department of Agriculture (USDA) Rural Development, Indian Health Services (IHS), State of Michigan, and other funding sources and regulations.
8. Oversee all housing occupancy, applications and admissions, and collect of Tenant Accounts Receivables (TAR).
9. Perform housing rental unit inspections and ensure proper maintenance,

**B.** The Department shall have the following authority:

1. Approves or denies requests for waivers to policies and procedures.
2. Enforcement of policies and procedures for tribal, state and federal programs.

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3 **SECTION V. STAFFING**  
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5 A. If appropriate, the Department shall begin operations with currently employed Tribal staff  
6 as designated by the Executive.

7 **B.**

8 C. Director and staff shall adhere to all Statutes, Regulations, policies and Procedures.  
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11 **SECTION VI. REGULATIONS REQUIRED**  
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13 The Executive shall develop Regulations for this Statute in order to implement the intent  
14 of the Statute and shall forward such Regulations to the Tribal Council for approval in  
15 accordance with Administrative Procedures 2008-001, or as amended.  
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18 **SECTION VII. ADMINISTRATIVE PROCEDURES REQUIRED**  
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20 Administrative Procedures shall be developed by the Executive Branch and presented to  
21 Tribal Council for approval in accordance with the Administrative Procedures Act 2008-001, or  
22 as amended, in order to clarify the implementation of this statute by defining how the department  
23 will implement the daily activities of a statute and regulations such as applications procedures  
24 and forms for a Tribal program.  
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27 **SECTION VIII. APPROPRIATIONS AUTHORIZED**  
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29 The current appropriations for the Department within the Executive budget shall be used  
30 to implement this statute. The Executive may request additional supplemental funds necessary to  
31 meet the obligations of this Statute; and the Executive shall present Tribal Council with future  
32 annual budgets necessary to implement this statute.  
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35 **SECTION IX. SEVERABILITY**

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2 If any section, subsection, paragraph, sentence, phrase or portion of this Statute is, for  
3 any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion  
4 shall be deemed a separate, distinct and independent provision and such holding shall not affect  
5 the validity of the remaining portions thereof.  
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8 **SECTION X. EFFECTIVE DATE**  
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10 Effective upon signature of the Executive or 30 days from Tribal Council approval which  
11 ever comes first or if the Executive vetoes the legislation, then upon Tribal Council override of  
12 the veto.  
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14 **CERTIFICATION**  
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